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**ProPat, L.L.C.**

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<b>To:</b>	USPTO	<b>From:</b>	Claire Wygand for Cathy Moore  Phone: (704) 365-4881  Fax: (704) 365-4851
<b>Fax:</b>	(571) 273-8300	<b>Pages:</b>	5 pages total  Transmittal facsimile cover sheet (1 page)  Supplemental IDS (2 pages)  PTO/SB/08A (2 pages)
<b>Phone:</b>		<b>Date:</b>	September 4, 2007
<b>Re:</b>	Application No. 10/568,464  Filed: February 14, 2006  Our Ref.: 03/072 K	<b>cc:</b>	

Attached are the documents as indicated above.

Respectfully submitted,

*Claire Wygand*

Claire Wygand

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CENTRAL FAX CENTERAttorney Docket No. 03/072 K  
Customer No. 38263

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## PATENT

IN THE UNITED STATES PATENT AND TRADEMARK  
OFFICE PATENT OPERATIONSApplicants: DELIUS *et al.*

Art Unit: 3643

Application No. 10/568,464

Examiner: Unknown

Filed: February 14, 2006

Title: INTRINSICALLY STABLE SHIRRED PLASTIC FOOD CASING

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450Charlotte, North Carolina  
September 4, 2007

Dear Sir:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to Rule 56 and Rule 97 *et seq.*, Applicant hereby submits the attached Form PTO/SB/08A. The enclosed reference was taken from a review of a co-pending application filed simultaneously on February 14, 2006 having U.S. Application No. 10/568,381 (our Docket No. 03/071 K) which is commonly assigned to Kalle GmbH.

This submission, made out of an abundance of caution and in compliance with *Dayco Products, Inc. v. Total Containment, Inc.* 329 F.3d 1358 (Fed. Cir. (MO) May 23, 2003), does not represent that the above-noted cases constitute an application family. This submission further does not represent that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art."

Applicant respectfully requests that each reference be reviewed and made of record in the instant application.

Attorney Docket No. 03/072 K  
Customer No. 38263

Each of the references noted within the attached Form PTO/SB/08A were supplied in U.S. Application No. 10/568,381. Consequently, it is assumed that no copies need be furnished. However, copies will be furnished upon request.

Applicants' Representative will further be pleased to forward responses to Office Actions within the noted co-pending case, should the Examiner deem such a level of disclosure necessary in light of recently issued *McKesson Info. Solutions, Inc. v. Bridge Med., Inc.* (Fed. Cir. 2007).

It is not believed that extensions of time or fees are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time and/or fees are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required is hereby authorized to be charged to Deposit Account No. 50-2193.

Respectfully submitted,

*Cathy Moore*

Cathy R. Moore  
Reg. No. 45,764  
ProPat, L.L.C.  
425-C South Sharon Amity Road  
Charlotte, NC 28211-2841

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO at (571) 273-8300 on the date noted.

<u>Typed or printed name</u>	Claire Wygand	
<u>Signature</u>	<i>Claire Wygand</i>	Date

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PTO/SB/08A		Complete if Known SEP 04 2007	
<b>Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		International Application Number	PCT/EP2004/009396 <i>10/568,464</i>
		International Filing Date	August 23, 2004 <i>2-14-06</i>
		First Named Inventor	Walter NIEDERSTAETTER
		Group Art Unit	
		Examiner Name	
Sheet	1	or	1
		Attorney Docket Number	03/071K <i>03/072K</i>

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No.	U. S. Patent No.	Kind Code	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Class	Sub class

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Class	Subclass	YR
		Office Number	Kind Code					
		DE	100 09 979 = US2003062649	Kalle Nalo GmbH & Co. KG	09/06/2001	A22C	13/00	
		DE	196 25 094 = US 5,928,738	A1 Kalle Nalo GmbH	01/02/1998	A22C	13/00	
		EP	1 013 173	A1 Wolff Walsrode AG	06/28/2000	A22C	13/00	X
		EP	1 338 204 = US 6,808,771	A1 Kalle Nalo GmbH & Co. KG	08/27/2003	A22C	13/00	
Examiner Signature		/Michael Miggins/		DATE CONSIDERED	06/09/2008			

### IDS in spec

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PTO/SB/08A				Complete if Known	
<b>Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				International Application Number	PCT/EP2004/009396 10/568,464
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				Group Art Unit	
				Examiner Name	
Sheet	1	OF	1	Attorney Docker Number	03/071K 03/071K

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No.	U. S. Patent Number	Kind Code	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Class	Sub class
		2002039611		Grolig et al.	04/04/2002	426	135
		4,888,223		Sugimoto et al.	12/19/1989	428	34.9
		5,928,738		Auf Der Heide et al.	07/27/1999	428	34.8
		6,194,040		Delius et al.	02/27/2001	428	34.8

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Class	Subclass	T6
		Office Number	Kind Code					
	EP	0 589431		Viskase Corp.	03/30/1994	B32B	27/34	X
	EP	0 640289 (Abstract)	A1	Wolff Walsrode AG	03/01/1995	A22C	13/00	
Examiner Signature		/Michael Miggins/		DATE CONSIDERED	06/09/2008			

IDS in EPO rpt